



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3501 FAX (603) 271-6683



LETTER OF DEFICIENCY

No. WD SS 02-04

May 15, 2002

Rochester Agricultural and Mechanical Association
72 Lafayette Street
Rochester, NH 03867

Attn: Jeffery Taylor

RE: Septic System Failure

Dear Mr. Taylor:

On May 14, 2002, personnel from the Department of Environmental Services, Water Division ("DES") conducted an inspection of the above-referenced property, described as Lot #67, on Tax Map #124, and located on Hoover Street, Rochester, NH, ("the Property"). The purpose of this inspection was to determine whether you were in compliance with RSA 485-A and its implementing regulations, the Subdivision and Individual Sewage Disposal System Design Rules, Env-Ws 1000 ("the Rules").

As a result of the inspection, the following deficiency was noted:

1. The two public restrooms serving the fairgrounds are discharging untreated sewage into Hurd Brook.

DES expects the above deficiency to be permanently corrected within 20 days by initiating and completing the following measures:

1. Engage a permitted septic system designer to prepare and submit septic system plans and specifications to DES for the total waste load generated on the Property.
2. Obtain approval to construct the system.
3. Construct and obtain approval to cover and use the system.
4. Operate and maintain the system in accordance with NH Administrative Rule Env-Ws 1023.

During interim between receipt of this letter and the date by which permanent corrections have been completed, as an alternate to vacating the premises, DES expects that collected sewage will be pumped and disposed in accordance with NH Administrative Rule Env-Ws 800 at sufficient frequent intervals to prevent further overflow. If this alternative is utilized, it is advised that pumping receipts be retained.

DES believes the cited deficiencies will be corrected within 20 days and a report describing the corrective measures can be submitted to this office within 30 days of receipt of this letter.

In the event compliance is not achieved within this period, DES may take further action against the Rochester Agricultural and Mechanical Association, including issuing an order requiring the above items to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the New Hampshire Department of Justice for imposition of civil and/or criminal penalties. In addition, DES personnel will reinspect the Property at a later date to determine whether you have come into, and are maintaining, full compliance with all applicable statutes and directives.

The written report as requested above should be addressed as follows:

Richard J. de Seve, SSB, DES
Department of Environmental Services
6 Hazen Drive, PO Box 95
Concord, NH 03302-0095

Your prompt cooperation is appreciated. Should you have any questions regarding this letter, please contact Richard J. de Seve at 271-3442.

Sincerely,

COPY

William E. Evans, P.E.
Administrator
Subsurface Systems Bureau

WEE/RJD

CERTIFIED MAIL 7099 3400 0003 0695 8807

Cc: James G. Falicon, SSB, DES

Gretchen C. Rule, DES Legal Bureau ✓

Russell A. Nylander, Chief Engineer, WD

City Council, City of Rochester

Richard J. de Seve, SSB, DES